

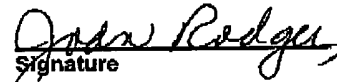
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of : Docket No. 0156-P02889US01
:
CHRISTOPHER J. TERRELS, et al. : Art Unit 3679
:
Application No. 10/632,778 : Examiner: Victor L. MacArthur
:
Filed: August 1, 2003 :
:
Confirmation No. 3091 :
:
For: POST AND RAILING :
CONSTRUCTION :

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence is being transmitted on February 8, 2005 by facsimile to (703) 872-9306 addressed to the Assistant Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450

Joan Rodgers
Typed Name of Person Transmitting Document


Signature

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

RESPONSE UNDER 37 C.F.R. §1.111

In response to the Official Action mailed on January 12, 2005 setting forth an election of species requirement, the Applicant hereby elects *with traverse* the species in Group I, which the Examiner identifies in Fig. 2.

Claims 1-11 and 15-22 are readable on the elected species of Group I.

Claim 11 appears to read on the species in Figs. 2 and 16, and is believed to be generic.

REMARKS

Pursuant to MPEP §803, a restriction/election requirement is only proper if (1) the claimed inventions are independent or distinct, and (2) there would be a serious